



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/755,838	01/12/2004	Michael Aaron Kaply	AUS920030920US1(4033)	3273

32329 7590 11/05/2008
IBM CORPORATION
INTELLECTUAL PROPERTY LAW
11501 BURNET ROAD
AUSTIN, TX 78758

EXAMINER

LEA EDMONDS, LISA S

ART UNIT	PAPER NUMBER
----------	--------------

2835

MAIL DATE	DELIVERY MODE
-----------	---------------

11/05/2008

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Response to Rule 312 Communication	Application No.	Applicant(s)
	10/755,838	KAPLY ET AL.
	Examiner	Art Unit
	Lisa Lea-Edmonds	2835

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. ☒ The amendment filed on 17 October 2008 under 37 CFR 1.312 has been considered, and has been:

a) ☐ entered.

b) ☐ entered as directed to matters of form not affecting the scope of the invention.

c) ☐ disapproved because the amendment was filed after the payment of the issue fee.

Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.

d) ☐ disapproved. See explanation below.

e) ☒ entered in part. See explanation below.

Applicant's amendments to paragraphs 0014 and 0015 and the abstract are approved. However, applicant's amendment to the title and paragraphs 0012 and 0013 are disapproved. As to applicant's amendment to the title, applicant's allowed claims are "method" claims therefore the word "method" should remain in the title. As to the removal of paragraph 0012, it is believed that applicant needs to retain paragraph 0012 because it contains a reference to "one embodiment", which provides a basis for the "another embodiment" as stated in paragraph 0013.

/Lisa Lea-Edmonds/
Primary Examiner
Art Unit: 2835